

MINUTES OF MEETING OF BOARD OF PUBLIC WORKS OF NOVEMBER 13, 1934.

The Board of Public Works met in the offices of the Governor, State House, Annapolis, on Tuesday, November 13th, 1934.

## Present:

Albert C. Ritchie, Governor.  
Wm. S. Gordy, Jr., Comptroller.  
John M. Dennis, Treasurer.

-----

*K. Z. Fund*

Mr. Walter N. Kirkman attended the meeting for the purpose of taking up with the Board the requests of several departments for authority to carry forward balances in their 1934 budgets, or being required to revert these balances to receive allotments from the Emergency Reserve Fund to supplement their 1935 budgets.

The State Department of Forestry had an unexpended balance of \$14,565.00 in their 1934 budget. Under the Budget Law that balance should revert, but the department wanted authority to bring that balance forward to supplement its 1935 budget, or that not being possible the Board was requested to allot \$10,000.00 from the Emergency Reserve Fund to increase the department's 1935 budget.

After considering the matter the Board was of the opinion that any unexpended balance in the department's account at September 30th, 1934 not necessary to take care of obligations incurred in that year for which payment could not be made until later should revert. The Board declined to make any allotment out of the Emergency Reserve Fund to the department at this time, feeling that the department should undertake to operate on the amount available to it in the 1935 budget. The Board stated its willingness to consider a request from the department later in the year if an actual emergency should arise, but felt that the department should make an honest effort to operate on its budget allotment.

--

The State Board of Agriculture requested an allotment of \$928.00 out of the Emergency Reserve Fund for the fiscal year 1935 to supplement its budget for that year.

The Board was of the opinion it could not make the allotment at this time, and that the State Board of Agriculture should endeavor to operate on its 1935 budget allotment. The Board stated its willingness to consider a request for an allotment later in the year if an emergency should arise, but felt

that the department should make an honest effort to operate within the budget appropriation.

--

The Live Stock Sanitary Section requested authority to carry forward to its 1935 account unexpended balance in the appropriation for indemnities in cases of cattle destroyed because of tubercular infection. The department claimed it would have need for the unexpended balance in this Fund, and that they felt the balance had been committed or obligated, because of their having accepted applications from various farmers for tests of herds.

The Board agreed to the request that the balance in the Tubercular Indemnity Fund be carried forward to take care of the obligations as stated.

--

Mr. Kirkman took up with the Board the question of compensation to John Lancaster who was engaged by the Maryland Tercentenary Commission to look after the re-production of the old State House erected at St. Mary's City. It was stated that Mr. Lancaster had been working since July, 1934 without having received any compensation.

The Governor stated he would see Mr. Darnall about the matter.

--

Mr. Kirkman took up with the Board the claim of Mrs. Ida N. Broseker, presented through Maurice Presstman, Attorney, Baltimore. Mrs. Broseker's husband was formerly an employee of Spring Grove State Hospital, and died as a result of injuries sustained in the course of his employment. The State Industrial Accident Commission considered the case and made an award in favor of Mrs. Broseker in the amount of \$5,125.00. Mr. Presstman had indicated to Mr. Kirkman that Mrs. Broseker was sorely in need of funds at this time, and would be willing to accept \$3,000.00 in full settlement of the award of the State Industrial Accident Commission.

The Board was of the opinion that there were no funds out of which this claim could be paid at this time, and that the procedure would be to include Mrs. Broseker's claim in the budget to be submitted to the General Assembly.

--

Mr. Kirkman advised the Board that some emergency repairs were necessary at Spring Grove State Hospital in connection with the plumbing system at the institution. It was stated that the hospital had included in their 1935 budget a request for money to take care of the work, but that the request was eliminated in the belief that the work was not absolutely necessary.

The Board authorized the institution to go ahead with the work, the cost to be taken out of the hospital's budget, with the understanding that the hospital would be entitled to apply to the Board of Public Works later in the year for an allowance out of the Emergency Reserve Fund if the cost of making the repairs would embarrass their budget for 1935 to the extent that an allowance out of the Emergency Reserve Fund would be necessary to take care of their current operations

--

Mr. Kirkman took up with the Board the question of reversions in the budget account of the State Employment Commission, for the fiscal year ended September 30th, 1934. A letter from the Commissioner requested that part of the balance be made available for the purchase of typewriters, for printing, for the purchase of a new automobile in which the Commissioner's old automobile would be used in trade, and for other items.

The Board decided that the unexpended balance of the Commission at September 30th, 1934 should revert to the State Treasury. It was stated that in the event the 1935 budget of the Commissioner was found to be inadequate the Board would consider an application from the Commissioner for an allowance out of the Emergency Reserve Fund, but that the Commissioner should make an honest effort to operate on the 1935 allotment to his department.

--

Mr. Kirkman took up with the Board a request of the Maryland Public Library Advisory Commission for an allowance of \$2,400.00 out of the 1935 Reserve Fund to take care of additional rent and additional expense involved in moving from the previous quarters of the Commission to the main building of the Enoch Pratt Library, Baltimore.

The Board disapproved the request.

--

Mr. Kirkman took up with the Board the question of the Maryland State Penal Farm furnishing lime stone from its property in Washington County to various State agencies at regular market prices.

The Board disapproved the proposition.

-----

The Secretary presented to the Board a letter from the State Employment Commissioner, requesting information as to employees necessary for operating the Memorial Hall of Records at Annapolis after completion of that building.

The Board deferred action on the subject until more information could be secured as to personnel requirements for the new building.

-----

The Board formally approved the payment, out of the Emergency Reserve Fund for 1935, of the statement of expenses submitted by the Adjutant General in connection with the participation by the Military in the celebration of the founding of Maryland at St. Mary's City in June, 1934, the total of these bills amounting to \$3,829.42. The Board also approved payment out of the Emergency Reserve Fund for 1935 the sum of \$2,921.40, covered in letter of the Maryland Tercentenary Commission, dated November 9th, 1934, for expenses incurred by the Commission in connection with the Celebration.

*E.R. Fund*

\*\*

-----

The Comptroller reported to the Board figures showing allotments from the Emergency Reserve Fund for 1934, these amounts being necessary to take care of deficits in the several accounts enumerated as follows -

*E.R. Fund*

Maryland House of Correction.....	\$11,351.25
Maryland Tuberculosis Sanatorium...	5,000.00
Maryland Penitentiary.....	11,743.65
Md. Training School for Col. Girls..	2,036.85
State Firemen's Association.....	2,758.00

-----

The Board considered the issuance of \$380,000.00 of bonds of General Bond Issue of 1933, Issue of April 1st, 1935, this issue of bonds representing the State's contribution to the

-----

\*\*It was ascertained later that receipts of the Md. Tercentenary Commission from the sale of coins showed enough profit to absorb the expense of \$2,921.40 in this resolution, and this sum was transferred back from the account of the Md. Tercentenary Commission to the Emergency Reserve Fund.

Teachers' Retirement System, and being Chapter 311 of the Acts of 1933, and adopted the following resolution-

On Motion duly seconded, the following resolution was unanimously adopted:

BE IT ORDERED, That in accordance with the Acts of 1933, Chapter 311, the Governor, Comptroller of the Treasury and the Treasurer of the State be, and they are hereby authorized and directed to issue Certificates of Indebtedness of the State in the amount of \$380,000.00, dated the first day of April, 1935; said Certificates of Indebtedness to bear interest at the rate of 4%, payable semi-annually on the first days of April and October, respectively; the principal of said loan being payable upon the Serial Annuity Plan as more fully set forth in said Act of 1933, Chapter 311 as follows:

SERIES	AMOUNT	REDEEMABLE
"AAA"	\$23,000.00	April 1, 1938
"BBB"	24,000.00	April 1, 1939
"CCC"	25,000.00	April 1, 1940
"DDD"	26,000.00	April 1, 1941
"EEE"	27,000.00	April 1, 1942
"FFF"	28,000.00	April 1, 1943
"GGG"	29,000.00	April 1, 1944
"HHH"	30,000.00	April 1, 1945
"III"	31,000.00	April 1, 1946
"JJJ"	32,000.00	April 1, 1947
"KKK"	33,000.00	April 1, 1948
"LLL"	35,000.00	April 1, 1949
"MMM"	37,000.00	April 1, 1950

The said Certificates of indebtedness will be of the denomination of \$1,000 each, subject to registration as to principal, and all will be issued with interest coupons attached.

The Comptroller of the Treasury and the Treasurer are authorized to deliver to the Teachers' Retirement System of Maryland these Certificates of Indebtedness constituting an issue with par value of \$380,000.00, dated April 1st, 1935, which issue is the issue of bonds in the par value of \$380,000. deliverable to the Teachers' Retirement System of Maryland as provided in Section 6 of Chapter 311 of the Acts of 1933.

The Governor, Comptroller and the Treasurer shall cause to be prepared Certificates of Indebtedness in good and sufficient form for the amount of \$380,000.00.

General Bond  
Issue of 1933

The Secretary took up with the Board the question of the disposition of lot of ground owned by the State, situate on the west side of the Pennsylvania Railroad a short distance of Timonium Station. This land was originally purchased by the predecessor of the Montrose School for Girls as a future site for the institution, but was never used, and as there is no possible use of it for that institution, or for any other State agency, it was suggested that authority be secured from the General Assembly of 1935 to sell the property.

It was decided that the State should dispose of the property if there was no possible use for it, and that the necessary authority should be obtained from the General Assembly of 1935.

-----

The Comptroller took up with the Board some correspondence with his office by the State Roads Commission and the Military Department, showing that the Commission had done some road work for the Military Department at Camp Ritchie, and that the Commission had standing against the Military Department a charge of \$16,115.44 as the cost of the work.

It was decided that the State Roads Commission should abate the charge it has been carrying against the Military Department for the work.

-----

The Board considered the recommendation of the Commissioner of Motor Vehicles that a charge against Magistrate Charles T. Peck, North Beach Park, Maryland, in the case of State vs. Elbert F. Miller be abated.

After considering the report of the investigator employed by the Commissioner of Motor Vehicles, the Board was of the opinion that the charge should be abated, and so ordered it,

-----

The Board considered a request of the Commissioner of Motor Vehicles that an account against J. Chew Sheriff, Justice of the Peace, Upper Marlboro, in the amount of \$101.00, be abated. It was stated that the defendant had died and that there were no means of securing payment. The State Auditor concurred in the recommendation of the Commissioner for abatement of the account.

The Board approved the request and ordered the account abated.

- - - - -

The Board considered a request from the Wilson Line, Inc., that it be allowed to sub-lease a portion of Pier 8, Light Street, Baltimore, for one year.

The Board approved the request.

- - - - -

The following letter from Mr. Frank W. Besley, State Forester, dated September 28th, 1934, was read and considered -

STATE DEPARTMENT OF  
FORESTRY

September 28, 1934.

The Board of Public Works,  
Annapolis, Maryland.

Gentlemen:-

Approval for the purchase of a tract of land in Carrett County, to be added to the Swallow Falls State Forest is requested. The tract is

described as follows:

Tract #25 - Military Lots #1436, 1437, 1443 and 1444, comprising approximately 200 acres, at \$1.50 per acre, or \$300.00, owned by William R. Browning, of Oakland, Maryland.

These lots are all adjacent to the lands now included in the Swallow Falls State Forest. They have been carefully examined by the Forestry Department and found suitable for acquisition and incorporation into the State Forest. The price at which the land is offered is very reasonable and is considered an advantageous purchase. The purchase money is available in the Forest Reserve Fund. A survey is now being made to determine the acreage, upon which payment will be made, and the title will be passed upon by the Attorney General before deed is accepted and money paid.

Very truly yours,

/s/ F. W. Besley,

State Forester.

FWB/r

The request was approved.

-----

The following letter from Mr. F. W. Besley, State Forester, dated October 2, 1934, was read and considered -

STATE DEPARTMENT OF FORESTRY

October 2, 1934.

Board of Public Works,  
Annapolis, Maryland.

Gentlemen:

Approval for the purchase of two tracts of land to be added to existing State Forests is requested. These tracts have been examined by the Forestry Department and found suitable for State

Forest acquisition. The purchase price is fair and reasonable and money is available in the Forest Reserve Fund for payment.

Tract No. 26 Tract of 182 acres at \$3. per acre, \$546., owned by J. M. Wheeler and bordering the Doncaster State Forest in Charles County. This is cut-over land with a good stand of young growth and will be a valuable acquisition to the Doncaster Forest.

Tract No. 27. Tract of 40 acres at \$2. per acre, \$80., belonging to Enoch Robeson and John Blocher of Garrett County. This tract joins the Savage River State Forest and is a desirable acquisition.

We have options on the two tracts named above and would like to make the purchases as soon as approval is given and titles passed upon by the Attorney General.

Very truly yours,

/s/ F. W. Besley,  
State Forester.

FWB/1

The request of the State Forester was approved.

-----

The following letter from Mr. James E. Green, Jr., Superintendent, State Accident Fund, dated October 29th, 1934, was read and considered -

STATE ACCIDENT FUND

October 29, 1934.

Board of Public Works,  
Union Trust Building,  
Baltimore, Maryland.

Gentlemen:-

We respectfully request of you permission to charge the accounts listed below from our books for the following reasons:

Policy Number	Name	Address	Reason	Amount
2052	- Sullivan Brothers Coal Company, Frostburg, Md. - Attorney General		Advises closing account - have confessed judgment - - -	\$4,217.44
2931	- Burtner Coal Co., Philadelphia, Pa. - Attorney General		advises to close account - uncollectible - - - - -	3,557.71
2987	- Kauffman Construction Co., Denton, Md. - Attorney General		advises close account - Judgment obtained but nothing to attach -	430.82
4811	- George W. Reed, Greenmount Md. - Attorney General		advises to close account - uncollectible - - - - -	19.88
4933	- Caroline Motor Co., Denton, Md. - Attorney General		advises to close account - uncollectible - - - - -	96.42
5035	- Nethkin Coal Co., Bayard, W. Va. - Attorney General		advises to close account - - - - -	259.58
5150	- George G. Jeffries, Frostburg, Md. - Attorney General		advises to charge account off books - uncollectible - - - - -	12.20
5410	- Ralph W. Simmers, 4518 Arabia Ave., Balto., Md. - Attorney General		advises close account - Judgment obtained but nothing to attach -	121.92
				<u>\$ 8,715.97</u>

Very truly yours,

/s/ James E. Green, Jr.  
Superintendent.

JEG/VMD

The request was approved.

-----

The following letter from James E. Green, Jr., Superintendent, State Accident Fund, was read and considered -

STATE ACCIDENT FUND

October 4, 1934.

Board of Public Works,  
Union Trust Building,  
Baltimore, Md.

Gentlemen:-

We respectfully request of you permission to charge the accounts listed below from our books for the following reasons:

Policy Number	Name	Address	Reason	Amount
1167 -	The Zimmerman Ice Co., Inc., Arlington, Maryland,	- Company is out of business and this is the balance after settlement on judgment was made by Attorney General - - - - -		\$ 417.41
1218 -	Jory & Co., 10 S. Greene St., Baltimore, Md.	- Suit brought in People's Court - Unable to locate - Reported dead - Attorney General advised to close account - - - - -		65.13
1689 -	United States Amusement Co., 518 Fourth Ave., Pittsburgh, Pa	- Attorney General reports uncollectible and advises closing the account - - - - -		157.45
2574 -	Theo P. Mueller - 2434 Calverton Heights Ave., Baltimore, Md.	- Attorney General advises judgment uncollectible - - - - -		294.04
3132	Tawney's Garage, Havre de Grace, Md.	- Attorney General advises judgment uncollectible - - - - -		65.02
3609 -	McShane Bell Foundry Co., Harford Ave. & B. & O. R.R., Baltimore, Md.	- This is the balance after first and final payment was made on receivership - - - - -		611.99
4340 -	Harry F. Erb - Judgment filed - Attorney General advises uncollectible - Address: 2204 Guilford Ave. Baltimore, Md.	- - - - -		60.08
4507 -	Sherman T. Griffith, Preston, Md.	- Bankrupt - Attorney General advised this account should be charged off - - - - -		23.27
4701 -	Cottrill Company, Inc., Williamsport, Md.	- Assets sold at Sheriff's Sale for rent, etc. - - - - -		6.37
4781 -	Edward Jones, Berlin, Md.	-Unable to execute judgment--Advised by Attorney General to charge off - - - - -		20.80
4808 -	McKelvey Forest Products Co., Inc., Hollidaysburg, Pa.	--Final distribution check received May 26, 1931 - Receivers not operating - - - - -		-2,006.60
5002 -	Hyman Rubin, 5112 Park Heights Ave., Baltimore, Md.	- Deceased-Estate settled 1932 - Attorney General advises to close account - - - - -		16.40
5025 -	D. Albert Slade, Inc., Overlea, Md.	- Judgment obtained - no assets - Attorney General advised to charge off - - - - -		57.25
5045 -	R. L. Whittington & Bro., Inc., 218 S. Sharp St., Baltimore, Md.	Receivership-Judgment obtained, but receivership closed and no funds to satisfy judgment - - - - -		383.37
5108 -	George F. Hobel, Woodlawn, Md.	- Unable to locate debtor - - - - -		21.73
5221 -	J. Clarence Keene, 402 Maude Ave., Brooklyn, Baltimore, Md.	- Unable to locate - - - - -		8.23
				<u>\$4,215.14</u>

Very truly yours,

/s/ James E. Green, Jr.,  
Superintendent.

JEG/VMD

The request was approved.

-----

The following letter from the University Hospital,  
Baltimore, dated October 8th, was read and considered -

UNIVERSITY HOSPITAL

October 8, 1934.

Mr. J. O. McCusker, Secretary,  
Board of Public Works,  
% Treasury Department,  
Annapolis, Md.

Dear Sir:-

We are inclosing herewith schedule of accounts  
transferred to Profit & Loss as of close of business,  
September 30, 1934.

We would appreciate your presenting this to the  
Board of Public Works for their approval.

Very truly yours,

/s/ W. V. Maconachy.

Ass't Superintendent

c.c. to Edmund R. Stewart  
State Auditor.

(The total of the accounts involved is \$4,352.95)

The request was approved.

-----

The Board considered a letter received from the Maryland Tobacco Growers' Association, asking for more space at the State Tobacco Warehouse, and that additional heat be provided.

The Board deferred any action in the matter pending the securing of additional information.

-----

Spring Grove State Hospital requested that it be allowed to use unexpended balances of \$144.46 in the 1929 Construction Loan and \$694.09 in the 1931 Construction Loan for the purchase of furniture and equipment for the Infirmary Building. These amounts represent the balances to the credit of the hospital in the Loans mentioned.

The request was granted.

-----

B.3. Fund

The Comptroller stated that the report of Mr. George Carey Lindsay, Clerk of the Baltimore City Court, for the fiscal year ended September 30th, 1934, showed a deficit in receipts to take care of operating expenses of \$315.19, and that Mr. Lindsay had requested payment of the deficit out of the State Treasury. The Code authorized the payment of this deficit, although there is no specific appropriation in the budget for such an item.

The Board authorized the payment, payable out of the Emergency Reserve Fund for 1935.

-----

The Secretary advised the Board of correspondence passing between the Architect and the Consolidated Engineering Company, relative to the question of payment for temporary heat at the Hall of Records. The Architect claims that this cost should be borne by the contractor, and the contractor is of the opinion that the cost is not included in the contract for the work.

It was decided to wait until after completion of the work before giving any consideration as to who was responsible for the cost of providing temporary heat.

-----

There being no further business, the meeting adjourned.

Joseph O'Melveny  
Secretary.